

TABLE 1 TO PART 772—NOISE ABATEMENT CRITERIA  
[Hourly A-Weighted Sound Level \_decibels (dB(A)) <sup>1</sup>]

Activity category	Activity Leq(h)	Criteria <sup>2</sup> L10(h)	Evaluation location	Activity description
A .....	57	60	Exterior .....	Lands on which serenity and quiet are of extraordinary significance and serve an important public need and where the preservation of those qualities is essential if the area is to continue to serve its intended purpose.
B <sup>3</sup> .....	67	70	Exterior .....	Residential.
C <sup>3</sup> .....	67	70	Exterior .....	Active sport areas, amphitheatres, auditoriums, campgrounds, cemeteries, day care centers, hospitals, libraries, medical facilities, parks, picnic areas, places of worship, playgrounds, public meeting rooms, public or nonprofit institutional structures, radio studios, recording studios, recreation areas, Section 4(f) sites, schools, television studios, trails, and trail crossings.
D .....	52	55	Interior .....	Auditoriums, day care centers, hospitals, libraries, medical facilities, places of worship, public meeting rooms, public or nonprofit institutional structures, radio studios, recording studios, schools, and television studios.
E <sup>3</sup> .....	72	75	Exterior .....	Hotels, motels, offices, restaurants/bars, and other developed lands, properties or activities not included in A–D or F.
F .....				Agriculture, airports, bus yards, emergency services, industrial, logging, maintenance facilities, manufacturing, mining, rail yards, retail facilities, shipyards, utilities (water resources, water treatment, electrical), and warehousing.
G .....				Undeveloped lands that are not permitted.

<sup>1</sup> Either Leq(h) or L10(h) (but not both) may be used on a project.

<sup>2</sup> The Leq(h) and L10(h) Activity Criteria values are for impact determination only, and are not design standards for noise abatement measures.

<sup>3</sup> Includes undeveloped lands permitted for this activity category.

## PART 773—SURFACE TRANSPORTATION PROJECT DELIVERY PILOT PROGRAM

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APPENDIX A TO PART 773—FHWA ENVIRONMENTAL RESPONSIBILITIES THAT MAY BE ASSIGNED UNDER SECTION 6005.

AUTHORITY: 23 U.S.C. 315 and 327; 49 CFR 1.48.

SOURCE: 72 FR 6470, Feb. 12, 2007, unless otherwise noted.

### § 773.101 Purpose.

The purpose of this part is to establish the requirements, as directed by 23 U.S.C. 327(b)(2), relating to the information which must be contained in an application by a State to participate in the program allowing the Secretary to assign, and a State Department of Transportation (State DOT) to assume,

responsibilities for compliance with the National Environmental Policy Act (NEPA) (42 U.S.C. 4321–4347) and other Federal environmental laws pertaining to the review or approval of a highway project(s).

### § 773.102 Applicability.

This part applies to any State DOT eligible under the provisions of 23 U.S.C. 327 that submits an application for participation in the program.

### § 773.103 Definitions.

Unless otherwise specified in this part, the definitions in 23 U.S.C. 101(a) are applicable to this part. As used in this part:

*Classes of highway projects* means either a defined group of highway projects or all highway projects to which Federal environmental laws apply.

*Federal environmental law* means any Federal law or Executive Order (EO) under which the Secretary of the United States Department of Transportation has responsibilities for environmental review, consultation, or other action with respect to the review or approval of highway projects. A list of